

IN RE: **DANILO A DE LOS SANTOS ABREU**

Bkrtcy. No. 10-04448-ESL

Chapter 13

STANDING CHAPTER 13 TRUSTEE §341 MEETING MINUTES  
AND REPORT ON CONFIRMATION

Petition Filing Date: <u>May 24, 2010</u>	Meeting Date: <u>Oct 06, 2010</u>	DC Track No. <u>9</u>						
Days from petition date: <u>135</u>	Meeting Time: <u>1:00 PM</u>							
910 Days before Petition: <u>11/26/2007</u>	<input type="checkbox"/> Chapter 13 Plan Date: <u>May 24, 2010 Dkt.# 2</u>	<input type="checkbox"/> Amended.						
This is debtor(s) <u>Bankruptcy petition.</u>	Plan Base: <u>\$13,800.00</u>							
This is the <u>Scheduled Meeting</u>	Confirmation Hearing Date: <u>Oct 27, 2010</u>	Time: <u>2:00 PM</u>						
Payment(s) <input type="checkbox"/> Received or <input type="checkbox"/> Evidence shown at meeting:	<table border="1" style="width:100%"> <thead> <tr> <th>Ck/MO No.</th> <th>Date</th> <th>Amount</th> </tr> </thead> <tbody> <tr> <td></td> <td></td> <td></td> </tr> </tbody> </table>	Ck/MO No.	Date	Amount				Total Paid In: <u>\$920.00</u>
Ck/MO No.	Date	Amount						

<b>I. Appearances:</b> <input type="checkbox"/> Telephone <input type="checkbox"/> Video Conference		<input type="checkbox"/> Creditor(s) present: <input checked="" type="checkbox"/> None.
<input checked="" type="checkbox"/> Debtor Present <input type="checkbox"/> Joint Debtor Present Debtor(s) was/were <input checked="" type="checkbox"/> Examined <input type="checkbox"/> Not Examined under oath. Attorney for Debtor(s) <input checked="" type="checkbox"/> Present <input type="checkbox"/> Not Present <input type="checkbox"/> Substitute attorney:	<input checked="" type="checkbox"/> ID & Soc. OK <input type="checkbox"/> Debtor Absent <input type="checkbox"/> ID & Soc. OK <input type="checkbox"/> Joint Debtor Absent <input checked="" type="checkbox"/> Present <input type="checkbox"/> Pro-se.	

<b>II. Attorneys Fees as per R 2016(b) Statement</b>		Attorney of record: <u>JOSE PRIETO CARBALLO*</u>
Total Agreed: <u>\$3,000.00</u>	Paid Pre-Petition: <u>\$176.00</u>	Outstanding: <u>\$2,824.00</u> THROUGH THE PLAN

<b>III. Trustee's will file Motion to Dismiss:</b>	<input type="checkbox"/> For Failure to appear;	<input type="checkbox"/> For Failure to commence payments.
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<b>IV. Trustee's Report on Confirmation &amp; Status of §341 Meeting</b>	
Debtor(s) Income is (are) <input checked="" type="checkbox"/> Under <input type="checkbox"/> Above Median Income.	Liquidation Value: <u>N/A</u>
Commitment Period is <input checked="" type="checkbox"/> 36 <input type="checkbox"/> 60 months. [§1325(b)(1)(B)]	Gen. Unsecured Pool: <u>N/A</u>
The Trustee <input type="checkbox"/> RECOMMENDS <input checked="" type="checkbox"/> OBJECTS <input type="checkbox"/> Plan confirmation.	
§341 Meeting <input type="checkbox"/> CONTINUED <input checked="" type="checkbox"/> NOT HELD <input type="checkbox"/> CLOSED <input type="checkbox"/> HELD OPEN FOR ___ DAYS	
§341 Meeting Rescheduled for: _____	

<b>V. Trustee's OBJECTIONS to Confirmation:</b>	
<input checked="" type="checkbox"/> FEASIBILITY [§1325(a)(6)] <sup>①</sup>	<input type="checkbox"/> INSUFFICIENTLY FUNDED <input type="checkbox"/> To pay \$507 <input type="checkbox"/> Fails Creditor's Best Interest Test §1325(A)(4)
<input type="checkbox"/> FAILS DISPOSABLE INCOME REQUIREMENTS	<input type="checkbox"/> Tax returns requirements. [§1308]
<input checked="" type="checkbox"/> Failure to comply with DSO requirements <sup>③</sup>	<input type="checkbox"/> Plan not filed in Good Faith §1325(a)(3) <input type="checkbox"/> Unfair Discrimination §1322(a)(3)

**ADDITIONAL OBJECTIONS / COMMENTS:**

① Debtor must provide sworn statement of average income in last 6 months

② Debtor must register with ILL Registry

③ Debtor must provide evidence of being up to date with post-petition DSO.

④ Debtor must state in Means Test average of income in 6-month prepetition period.

/s/ José R. Carrión  
Trustee/s/ [Signature]  
Presiding Officer

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Date: Oct 06, 2010